

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

KETH COLE, JACKIE BRANNUM,
RICHARD ELVIN KING, LAVAR SANTEE,
FRED WALLACE, and MARVIN RAY
YATES, individually and on behalf of those
similarly situated,
Plaintiffs,

V.

BRYAN COLLIER, in his official capacity,
ROBERT HERRERA, in his official capacity
and TEXAS DEPARTMENT OF
CRIMINAL JUSTICE,
Defendants.

No. 4:14-cv-1698

**TDCJ'S RESPONSE TO ECF No. 1449 BY BRYAN COLLIER IN HIS OFFICIAL
CAPACITY AS THE EXECUTIVE DIRECTOR OF TDCJ**

Defendants the Texas Department of Criminal Justice, Bryan Collier, and Robert Herrera (collectively, TDCJ) submit this response to the Court's Memorandum Order issued on August 9, 2019, Bryan Collier in his official capacity as the Executive Director of TDCJ, submits the attached affidavit.

Respectfully submitted,

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/s/ Leah O'Leary
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**ATTORNEYS FOR DEFENDANTS
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NOTICE OF ELECTRONIC FILING

I, **Leah O'Leary**, Assistant Attorney General of Texas, do hereby certify that I have electronically filed this pleading in accordance with the Electronic Case Files System of the Southern District of Texas, on August 12, 2019.

/s/ Leah O'Leary
LEAH O'LEARY
Assistant Attorney General

CERTIFICATE OF SERVICE

I, **Leah O'Leary**, Assistant Attorney General of Texas, certify that a true and correct copy of the foregoing has been served to all attorneys of record by electronic notice in accordance with Rule 5(b)(2) of the Federal Rules of Civil Procedure on August 12, 2019.

/s/ Leah O'Leary
LEAH O'LEARY
Assistant Attorney General